

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA

SHAABAN SHAABAN HAFED,)
vs. Plaintiff,) 1:10-cv-191-WTL-DML
UNITED STATES OF AMERICA, et al.,)
Defendants.)

E N T R Y

This civil action brought by a federal prisoner was dismissed on the basis of rules recognized in *Sloan v. Lesza*, 181 F.3d 857, 859 (7th Cir. 1999). The plaintiff now seeks leave to proceed on appeal *in forma pauperis*.

Hafed's present meager financial reserves do not tell the whole story in relation to his request to proceed on appeal *in forma pauperis*. The reason for this is the plaintiff's frivolous litigation under 28 U.S.C. § 1915(g). As noted in *Hafed v. The United States Court of Appeals for the 7th Circuit, et. al.*, No. 1:08-cv-06042 (N.D. Ill. Nov. 13, 2008), the plaintiff has "struck out" under 28 U.S.C. § 1915.¹ This renders him ineligible to proceed *in forma pauperis*.² Accordingly, his request to proceed *in forma pauperis* (dkt 12) is **denied**.

IT IS SO ORDERED.

Date: 04/28/2010

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William T. Lawrence

Hon. William T. Lawrence, Judge
United States District Court
Southern District of Indiana

¹His "strikes" were identified as: *Hafed v. Mueller*, No. 08 CV 836 (D.C. Col.) (dismissed as legally frivolous on Jul. 16, 2008; Weinshienk, J.); *Hafed v. The Government of the State of Israel*, No. 08 CV 773 (S.D. Ind.) (dismissed for lack of jurisdiction pursuant to 28 U.S.C. § 1915A(b) on Jun. 20, 2008; Barker, J.); *Hafed v. Brooks*, No. 06 CV 5 (S.D. Ind.) (dismissed pursuant to 28 U.S.C. § 1915A(b) on Jan. 11, 2006; Tinder, J.).

²The exception under 28 U.S.C. § 1915(g), that a prisoner-*in forma pauperis* applicant "is under imminent danger of serious physical injury," does not apply to Hafed's claims or allegations in this case.